

ORDINANCE NO. 2000 - 047

AN ORDINANCE OF THE BOARD OF COUNTY COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA AMENDING THE 1989 COMPREHENSIVE PLAN AS ADOPTED BY ORDINANCE NO. 89-17, AS AMENDED; AMENDING THE **TRANSPORTATION ELEMENT** (MODIFYING THE THOROUGHFARE RIGHT-OF-WAY IDENTIFICATION MAP TO REDUCE THE RIGHT-OF-WAY FOR THE SEGMENT OF **HOOD ROAD**, TO DEPICT THE PROPOSED HOOD ROAD CONNECTING WITH THE EXISTING FLAMINGO ROAD, AND RELOCATE NOTES TO REFLECT CONDITIONS ASSOCIATED WITH ROADWAY SEGMENTS IN THE THOROUGHFARE RIGHT OF WAY IDENTIFICATION MAP); AND AMENDING ALL ELEMENTS AS NECESSARY; PROVIDING FOR REPEAL OF LAWS IN CONFLICT; PROVIDING FOR SEVERABILITY; PROVIDING FOR INCLUSION IN THE 1989 COMPREHENSIVE PLAN; AND PROVIDING FOR AN EFFECTIVE DATE

WHEREAS, on August 31, 1989, the Palm Beach County Board of County Commissioners adopted the 1989 Comprehensive Plan by Ordinance No. 89-17; and

WHEREAS, the Palm Beach County Board of County Commissioners amends the 1989 Comprehensive Plan as provided by Chapter 163, Part II, Florida Statutes; and

WHEREAS, the Palm Beach County Board of County Commissioners have initiated amendments to several elements of the Comprehensive Plan in order to promote the health, safety and welfare of the public of Palm Beach County; and

WHEREAS, the Palm Beach County Local Planning Agency conducted its public hearings on June 9 and 16, 2000 to review the proposed amendments to the Palm Beach County Comprehensive Plan and made recommendations regarding the proposed amendments to the Palm Beach County Board of County Commissioners pursuant to Chapter 163, Part II, Florida Statutes; and

WHEREAS, the Palm Beach County Board of County Commissioners, as the governing body of Palm Beach County, conducted a public hearing pursuant to Chapter 163, Part II, Florida Statutes, on July 12, 2000 to review the recommendations of the Local Planning Agency, whereupon the Board of County Commissioners authorized transmittal of proposed amendments to the Department of Community Affairs for review and comment pursuant to Chapter 163, Part II, Florida Statutes; and

WHEREAS, Palm Beach County received on October 4, 2000 the

1 Department of Community Affairs "Objections, Recommendations, and
2 Comments Report," dated September 29, 2000 which was the Department's
3 written review of the proposed Comprehensive Plan amendments; and

4 WHEREAS, the written comments submitted by the Department of
5 Community Affairs contained no objections to the amendments contained
6 in this ordinance;

7 WHEREAS, on December 6, 2000 the Palm Beach County Board of County
8 Commissioners held a public hearing to review the written comments
9 submitted by the Department of Community Affairs and to consider
10 adoption of the amendments; and

11 WHEREAS, the Palm Beach County Board of County Commissioners has
12 determined that the amendments comply with all requirements of the
13 Local Government Comprehensive Planning and Land Development
14 Regulations Act.

15 NOW, THEREFORE, BE IT ORDAINED BY THE BOARD OF COUNTY
16 COMMISSIONERS OF PALM BEACH COUNTY, FLORIDA, that:

17 Part I. Amendments to the 1989 Comprehensive Plan

18 Amendments to the following Element of the 1989 Comprehensive Plan
19 are hereby adopted and attached to this Ordinance in Exhibit 1:

20 A. **Transportation Element, Thoroughfare Right-of-Way Identification**
21 **Map**, to reduce the right-of-way for the segment of Hood Road
22 between Alternate A1A and Prosperity Farms Road, and to
23 depict the proposed Hood Road connecting with the existing
24 Flamingo Road;

25 B. **Transportation Element**, to relocate notes to reflect conditions
26 associated with roadway segments in the Thoroughfare Right-
27 of-Way Identification Map;

28 C. And amending all elements as necessary for internal
29 consistency.
30

1 Part II. Repeal of Laws in Conflict

2 All local laws and ordinances applying to the unincorporated area
3 of Palm Beach County in conflict with any provision of this ordinance
4 are hereby repealed to the extent of such conflict.

5 Part III. Severability

6 If any section, paragraph, sentence, clause, phrase, or word of
7 this Ordinance is for any reason held by the Court to be
8 unconstitutional, inoperative or void, such holding shall not affect
9 the remainder of this Ordinance.

10 Part IV. Inclusion in the 1989 Comprehensive Plan

11 The provision of this Ordinance shall become and be made a part
12 of the 1989 Palm Beach County Comprehensive Plan. The Sections of the
13 Ordinance may be renumbered or relettered to accomplish such, and the
14 word "ordinance" may be changed to "section," "article," or any other
15 appropriate word.

16 Part V. Effective Date

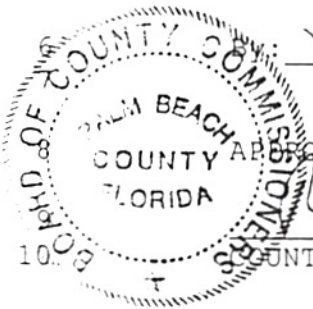
17 The effective date of this plan amendment shall be the date a
18 final order is issued by the Department of Community Affairs or
19 Administration Commission finding the amendment in compliance in
20 accordance with Section 163.3184, Florida Statutes, whichever occurs
21 earlier. No development orders, development permits, or land uses
22 dependent on this amendment may be issued or commence before it has
23 become effective. If a final order of noncompliance is issued by the
24 Administration Commission, this amendment may nevertheless be made
25 effective by adoption of a resolution affirming its effective status,
26 a copy of which resolutions shall be sent to the Department of
27 Community Affairs, Bureau of Local Planning, 2555 Shumard Oak Boulevard

1 Tallahassee, Florida 32399-2100.

2 **APPROVED AND ADOPTED** by the Board of County Commissioners of Palm
3 Beach County, on the 6 day of December, 2000.

4 ATTEST:
5 DOROTHY H. WILKEN, Clerk

PALM BEACH COUNTY, FLORIDA,
BY ITS BOARD OF COUNTY COMMISSIONERS



Joan Hawley
Deputy Clerk

By W. J. J. J.
Chair

APPROVED AS TO FORM AND LEGAL SUFFICIENCY

W. J. J. J.
COUNTY ATTORNEY

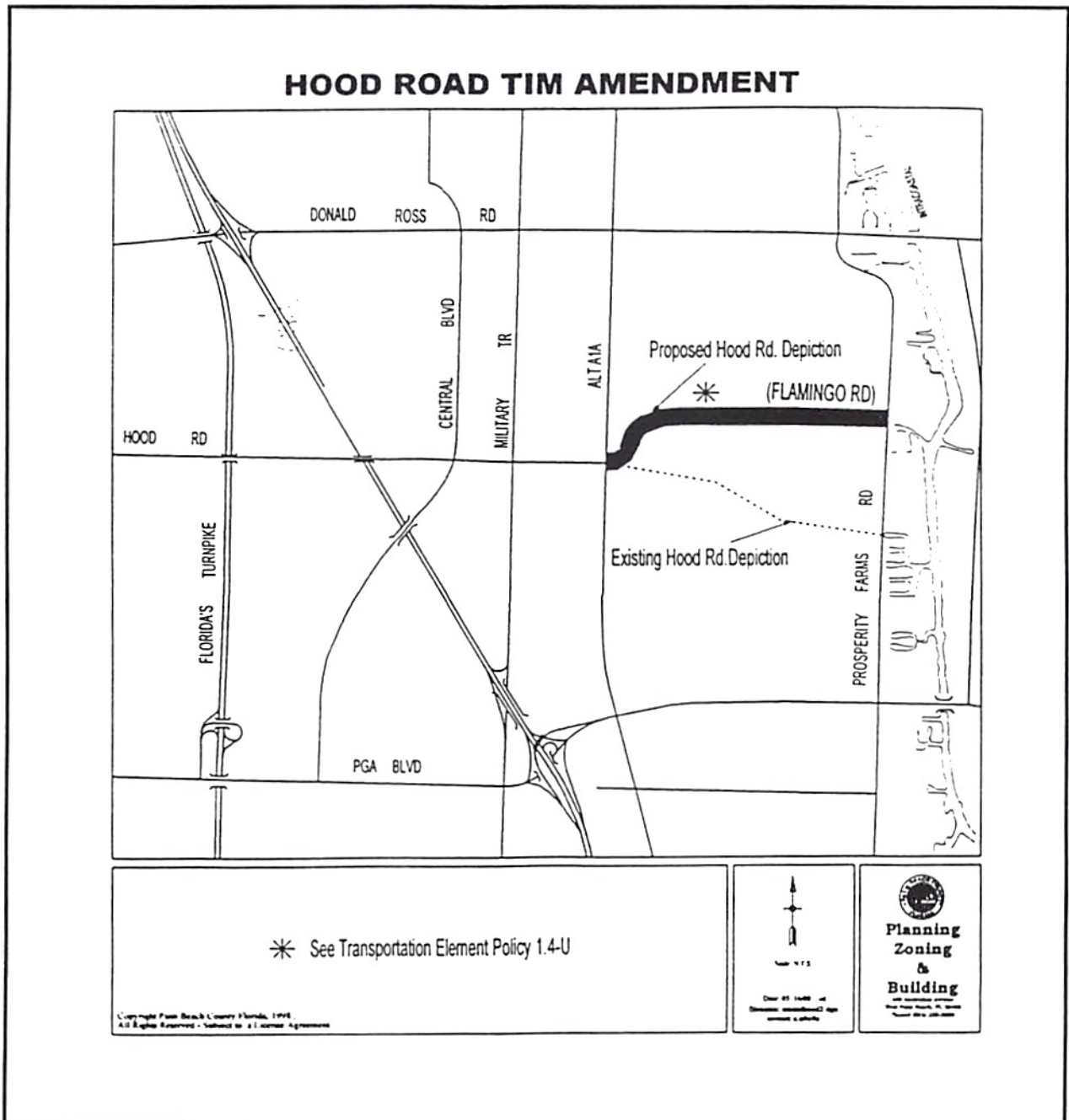
11 Filed with the Department of State on the 12th day
12 of December, 2000.

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EXHIBIT 1

- A. **Transportation Element, Thoroughfare Right-of-way Identification Map**, to revise with regards to Hood Road.

REVISIONS: To reduce the right-of-way for the segment of Hood Road between Alternate A1A and Prosperity Farms Road from 110 feet to 60 feet with the remaining 50 feet being used for landscaping and buffering, and to depict the proposed Hood Road connecting with the existing Flamingo Road.



B. Transportation Element, to relocate notes.

REVISIONS: To relocate several TIM notes to TE Policy 1.4-u. The proposed revisions are numbered below, and shown with the added text underlined, and the deleted text ~~struck out~~.

Objective 1.4 Roadway System

1. **NEW Policy 1.4-u:** The following notes reflect conditions associated with roadway segments in the County's Thoroughfare Right of Way Identification Map (TIM):

- 1) The extension of Jog Road (Ryder Cup Boulevard) is shown as a public way: from Northlake Boulevard to Thorton Drive, Jog Road is a 120 foot right-of-way with four lanes; from Thorton Drive to Carrick Road, Jog Road is a 60 foot right-of-way with two lanes, with the remaining 60 feet of right-of-way owned by the Northern Palm Beach County Water Control District restricted to such uses as public utilities, open space, drainage, pathways and landscaping; and from Carrick Road to PGA Boulevard, Jog Road is a 120 foot right-of-way with four lanes.
- 2) University Drive, from the Palm Beach County/Broward County line to Palmetto Park Road, is a 120 foot section with 40 feet of right-of-way to be used for landscaping.
- 3) SR A1A, from the Broward County/Palm Beach County line to Indiantown Road and from U.S. 1 to the Palm Beach County/Martin County line is restricted to a two-lane roadway.
- 4) Lyons Road, from Southern Boulevard to Lantana Road, is a 100 foot section that shall be restricted to two through lanes with the remaining right-of-way to be used for drainage, landscaping, pathways, turning lanes, and bicycle paths.
- 5) Hood Road, from Alternate A1A to Prosperity Farms Road, is a 60 foot section that shall be restricted to two through lanes with an additional 50 feet to be used for landscaping and buffering.

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STATE OF FLORIDA, COUNTY OF PALM BEACH
I, DOROTHY H. WILKEN, ex-officio Clerk of the
Board of County Commissioners certify this to be
true and correct copy of the original filed in my office
on December 6, 2000
DATED at West Palm Beach, FL on 12/19/00
DOROTHY H. WILKEN, Clerk
By: Nancy Brown D.C.